CF 100

1 (2)

003

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATISGARH)

W. P. NO. 1731 OF 2004

PETITIONERS

The National Technological University, a private University defined, Established & incorporated Under CG Nizi Kshetra Vishwa Vidyalaya [Sthapana Aur Viniyaman] Adhiniyam, 2002, having its Office at Pachpedi Naka, Lalpur Devpuri Post, RAIPUR [CG] Through its Registrar T.S.R. K. Sarma, S/o Shri Laxmi Narasimham, aged about 61 years, R/o 470, Samta Colony, Raipur[Chhattisgarh]

P. R. No. 1749/04
Presented by Shri Amit Verma
dated 25-6-04

V E R S U S

RESPONDENTS

1. The State of Chhattisgarh Through the Secretary, Department of Higher Education, Mantralaya, D.K.S. Bhawan,Raipur [Chhattisgarh]

2. University Grants Commission thru' its Chairman, Bahadur Shah Zafar Marg, New Delhi 110002 [India]

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25/6/04
Clerk to A. G. Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF CERTIORARI, MANDAMUS PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERS:

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ....W.P.No.1231/2004... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	D.B: HON'BLE SHRI JUSTICE A.K.PATNAIK, C.J & HON'BLE SHRI DILIP RAOSAHEB DESHMUKH, J. **23.09.2005** None appears for the petitioner(s). Mr. Ravindra Agrawal, P.L. has appeared for the State of Chhattisgarh. Mr. Agrawal states that in this writ petition the petitioner had challenged the provisions of Chhattisgarh Niji Kshetra Vishwavidyalaya (Sthpana Aur Viniyaman) Sansodhan Adhiniyam, 2004 by which the Chhattisgarh Niji Kshetra Vishwavidyalaya (Sthpana Aur Viniyaman) Adhiniyam, 2002 was amended. By a judgment of Supreme Court in the case of *Prof. Yashpal and others v. State of Chhattisgarh and another* reported in **2005 (5) SCC 420,** the provisions of the Chhattisgarh Niji Kshetra Vishwavidyalaya (Sthapana) Aur Viniyaman) Adhiniyam, 2002 have been declared to be ultra vires of the Constitution and therefore this writ petition has become infructuous. After considering the submission made by Mr. Ravindra Agrawal, we find that this writ petition has become infructuous and we accordingly dispose of the same. **Sd/-** **Chief Justice** **Sd/-** **Dilip Raosaheb Deshmukh** **Judge**	

Anjani

SDFS/2005 - 20,000